IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2095 OF 2005

Shri C.L. Taxali ... Applicant

V/s

Mr. Chandrakant Udaychand Mehta ... Respondents

Mr. M.Bajpai i/b for Mr.R.J. Singh for applicant
Mr. M.S. Mohite for respondent No.1
Mr. S.V. Gajare, A.P.P. for the State.

ALONG WITH
CRIMINAL APPLICATION NO. 2097 OF 2005

Shri H.K. Jain & Ors. ... Applicants

V/s

Mr. Chandrakant Udaychand Mehta ... Respondents

Mr. Y.M.Choudhari i/b M/s. Ashok Law Firm for applicant
Mr. M.S. Mohite for respondent No.1
Mr. S.V. Gajare, A.P.P. for the State.

Coram : V.K.Tahilramani,J.
Date : 14th June 2005.

P.C. :

1 Heard the learned advocate for the applicants,respondent No.1 and the learned A.P.P. for the State.

2 The applicants have prayed for quashing of process issued against them in criminal case no.590 of 1994 which is pending in the court of learned Judicial Magistrate

First Class, Nashik.In the said case, process has been issued against the applicants under Section 499,500 r/w 114 of Indian Penal Code.

3 For the reasons recorded in my order dated 8th June 2005 passed in criminal application No.645 of 2005 and order dated 13th June 2005passed in criminal writ petition No.213 of 2005, the applicants have remedy of preferring revision against the order of Magistrate issuing process. Hence, in my view, it would be appropriate that the applicants prefer revision before the concerned Sessions Court against the order of the Magistrate issuing process.

4 Liberty is granted to the applicants to prefer revision before the concerned Sessions Court.

5 On the necessary revision being preferred by the applicants before the concerned Sessions Court, the concerned Sessions Court shall dispose of the same on merits after hearing the necessary parties.

6 Criminal applications are disposed of.

(V.K.Tahilramani,J.)